

IN THE UNITED STATES DISTRICT COURT
FOR THE DISTRICT OF PUERTO RICO

ALEJANDRO DE JESUS-GRANADA
Plaintiff

Civil No. 97-1650 (CCCP)

v.

UNITED STATES OF AMERICA
Defendants

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U.S. DISTRICT COURT
SAN JUAN, P.R.

ORDER

On August 18, 2000, after having considered petitioner's § 2255 claim, the District Court referred this case for this Magistrate-Judge to "develop an evidentiary record concerning the validity of petitioner's plea and any other pertinent matter(s)" (i.e., defendant's mental condition at the time he pleaded guilty).

Accordingly, an Evidentiary Hearing is set for October 20, 2000, at 10:00 AM.

Meanwhile, it is ORDERED as follows:

1. The U.S. Marshal will cause petitioner De Jesús-Granada to be transferred to our jurisdiction no later than September 30, 2000.
2. The government will file any additional response it deems necessary on or before September 30, 2000. The government is instructed to submit any available information bearing on defendant's mental health condition or competence at the time of the Rule 11 proceedings.
3. The U.S. Probation Office is requested to submit a copy of the presentence investigation report prepared as to defendant De Jesús-Granada. The probation

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officer who interviewed petitioner De Jesús-Granada is summoned to appear at the evidentiary hearing now set for October 20, 2000.

d. Attorney Irma Valdejuli, who represented petitioner De Jesús-Granada in Criminal No. 95-213(CCC), will file a written response to petitioner's allegations on or before September 30, 2000. Defense counsel Valdejuli is also summoned to appear at the evidentiary hearing set for October 20, 2000.

SO ORDERED.

At San Juan, Puerto Rico, this 5th day of September, 2000.

Aida M. Delgado-Colon
AIDA M. DELGADO-COLON
U.S. Magistrate-Judge

s/c: A. De Jesús
w. Valdejuli
USM
USPD
I. Valdejuli w/copy of Dkt #2
M. San Juan
SEP - 8 2000

RM